

1 RODGER R. COLE (CSB NO. 178865)  
2 [rcole@fenwick.com](mailto:rcole@fenwick.com)  
3 FENWICK & WEST LLP  
4 Silicon Valley Center  
5 801 California Street  
6 Mountain View, CA 94041  
7 Telephone: (650) 988-8500  
8 Facsimile: (650) 537-0827

9 MARY E. MILIONIS (CSB NO. 238827)  
10 [mmilionis@fenwick.com](mailto:mmilionis@fenwick.com)  
11 FENWICK & WEST LLP  
12 555 California Street, 12th Floor  
13 San Francisco, CA 94104  
14 Telephone: (415) 875-2300  
15 Facsimile: (415) 281-1350

16 Attorneys for Defendant  
17 GLIMMERGLASS NETWORKS, INC.

MARK D. PETERSEN (CSB NO. 111956)  
[mpetersen@fbm.com](mailto:mpetersen@fbm.com)  
SEBASTIAN A. JEREZ (CSB NO. 244109)  
[sjerez@fbm.com](mailto:sjerez@fbm.com)  
FARELLA BRAUN & MARTEL LLP  
235 Montgomery Street, 17th Floor  
San Francisco, CA 94104  
Telephone: (415) 954-4400  
Facsimile: (415) 954-4480

Attorneys for Plaintiff  
TERILOGY CO., LTD.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TERILOGY CO., LTD.,

Plaintiff,

v.

GLIMMERGLASS NETWORKS, INC.,

Defendant.

Case No. CV-08-3364 EMC

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING  
GLIMMERGLASS' RESPONSE DATE TO  
THE FIRST AMENDED COMPLAINT**

STIP. & [PROPOSED] ORDER RE  
CONTINUING RESPONSE DATE TO  
FIRST AMENDED COMPLAINT

CASE NO. CV-08-3364 EMC

1 WHEREAS, on November 19, 2008, Plaintiff Terilogy Co., Ltd., (“Terilogy”) filed its  
2 First Amended Complaint (“FAC”) against Defendant Glimmerglass Networks, Inc.  
3 (“Glimmerglass”);

4 WHEREAS, Glimmerglass’ response to the FAC is currently due to be filed and served on  
5 or before December 8, 2008; and,

6 WHEREAS, counsel for both parties have conferred and agree that Glimmerglass’  
7 deadline to respond to the FAC should be continued until December 22, 2008.

8 ACCORDINGLY, Glimmerglass and Terilogy, by and through their counsel of record,  
9 hereby stipulate that the deadline for Glimmerglass to respond to the FAC is continued until  
10 December 22, 2008.

11 IT IS SO STIPULATED.

12 Dated: December 3, 2008

FENWICK & WEST LLP

13  
14 By: /s/ Rodger R. Cole

Rodger R. Cole

15  
16 Attorneys for Defendant  
GLIMMERGLASS NETWORKS, INC.

17  
18 Dated: December 3, 2008

FARELLA BRAUN & MARTEL LLP

19  
20 By: /s/ Mark D. Petersen

Mark D. Petersen

21  
22 Attorneys for Plaintiff  
TERILOGY CO., LTD.

**ATTESTATION PURSUANT TO GENERAL ORDER 45**

I, Rodger R. Cole, attest that concurrence in the filing of this document has been obtained from any signatories indicated by a "conformed" signature (/s/) within this e-filed document.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 3rd day of December, 2008, at Mountain View, California.

FENWICK & WEST LLP

By: /s/ Rodger R. Cole  
Rodger R. Cole

Attorneys for Plaintiff deCarta, Inc.

**[PROPOSED] ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: December 9, 2008

By: \_\_\_\_\_  
The Honorable Edward M. Chen  
United States Magistrate Judge

23031/00400/LIT/1288388.2

